

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

**IN RE: PHARMACEUTICAL INDUSTRY AVERAGE
WHOLESALE PRICE LITIGATION**

MDL No. 1456
C.A. No. 01-12257-PBS

THIS DOCUMENT RELATES TO:
ALL ACTIONS

Judge Patti B. Saris

TO: Alex Sugerman-Brozan
c/o Steve W. Berman
Hagens Berman Sobol Shapiro LLP
One Main Street, 4th Floor
Cambridge, MA 02142

NOTICE TO ATTEND

1. You are directed to come to Courtroom 19 at the John Joseph Moakley Courthouse, 1 Courthouse Way Boston, Massachusetts on Monday, June 13, 2011 at 2:00 p.m., to give testimony on behalf of the undersigned at the Fairness Hearing on the proposed settlement with the Track 2 Defendants in this case, and to remain until excused.
2. If you are unable to attend the hearing in person, you are directed to make arrangements to have your testimony taken via telephone.
3. You are also directed to produce and to bring with you the following:
 - A. A Copy of the Declaration of Alex Sugerman-Brozan, Co-Consumer Allocation Counsel, in Support of Final Approval of the Track Two Settlement dated April 9, 2011.

- B. All documents in your possession, custody or control relating to the aforesaid Affidavit, your work in this case, and your interactions with any of the counsel for the Class or the Defendants in this matter respecting the same.

If you fail to appear and/or produce the documents or things required by this notice to attend and produce, you may be subject to the sanctions authorized by the Federal Rules of Civil Procedure, including having your prior testimony given in this matter stricken.

Dated: June 6, 2011

Respectfully submitted

/s/ Donald E. Haviland, Jr.
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